

UNITED STATES OF AMERICA
Before the
OFFICE OF THRIFT SUPERVISION

In the Matter of the

Suspension and Prohibition of

PABLO TAURA,

a director of

HAMILTON SAVINGS BANK

Union City, New Jersey

(OTS No. 04837)

OTS No. NE02-01

Date: January 28, 2002

NOTICE OF SUSPENSION AND PROHIBITION
FROM PARTICIPATION IN ASSOCIATION AFFAIRS

Pursuant to Section 8(g) of the Federal Deposit Insurance Act ("FDIA"), 12 U.S.C. sec. 1818(g)(1), the Office of Thrift Supervision ("OTS"), acting through the Regional Director for the Northeast Region ("Regional Director"), hereby issues this Notice of Suspension and Prohibition From Participation in Association Affairs ("Suspension Notice") against **PABLO TAURA** with respect to Hamilton Savings Bank, Union City, New Jersey.

I. JURISDICTION

1. Section 8(g)(1) of the FDIA, 12 U.S.C. sec. 1818(g)(1), authorizes the OTS, upon making the required determinations, to suspend from office and prohibit from further participation in the affairs of a savings association, any institution-affiliated party who has been charged in any information, indictment or complaint with the commission of or participation in a crime involving personal dishonesty or breach of trust which is punishable by imprisonment of a term exceeding one year under state or federal law.

2. Hamilton Savings Bank, Union City, New Jersey ("Hamilton" or the "Association"), was at all relevant times, a "savings association" within the meaning of Section 3(b) of the FDIA, 12 U.S.C. sec. 1813(b), and Section 2(4) of the Home Owners' Loan Act of 1993 ("HOLA"), 12 U.S.C. sec. 1462(4).

3. **PABLO TAURA** ("**TAURA**") currently serves as a member of the Board of Directors at Hamilton. Consequently, **TAURA** is an institution-affiliated party of Hamilton and therefore is subject to Section 8(g) of the FDIA.

II. STATEMENT OF FACTS

4. On or about October 18, 2000, **TAURA** entered into a Plea Agreement with the United States Attorney's Office for the District of New Jersey and on or about October 26, 2000, **TAURA** pled guilty before the Honorable Harold A. Ackerman, United States District Court, District of New Jersey to one count of a seven-count federal criminal information filed by the United States Attorney's Office for the District of New Jersey, charging him with aiding and assisting in the preparation of false and fraudulent tax returns in violation of 26 U.S.C. sec. 7206(2).

5. The offense to which **TAURA** pled guilty is a felony punishable by imprisonment for a term of up to three years.

III. STATUTORY DETERMINATIONS

6. The Regional Director has determined that **TAURA** has been charged with and pled guilty to a crime involving personal dishonesty or breach of trust that is punishable by imprisonment for a term exceeding one year under federal law, within the meaning of 12 U.S.C. sec. 1818(g)(1).

7. The Regional Director has determined that the continued participation of **TAURA** as a member of the Hamilton Board of Directors or otherwise in the affairs of Hamilton may pose a threat to the interests of Hamilton's depositors or may threaten public confidence in the Association, within the meaning of 12 U.S.C. sec. 1818(g)(1).

THEREFORE, pursuant to the provisions of 12 U.S.C. sec. 1818(g)(1) and 1818(j), **TAURA** is hereby suspended from his position as director of Hamilton and prohibited from further participation, in any manner, in the conduct of the affairs of Hamilton. This Notice shall become effective upon issuance and shall remain in effect

until the judgment of conviction attendant upon his guilty plea is entered, the charges against him are finally disposed of or until this Notice is terminated by the Regional Director.

By virtue of the issuance of this Notice and the provisions of Section 8(j) of the FDIA, 12 U.S.C. sec. 1818(j), **TAURA** shall be subject to a fine of not more than one million dollars (\$1,000,000) and/or imprisonment of five years if during the pendency of this Notice **TAURA** knowingly participates, directly or indirectly, in any manner in the conduct of the affairs of Hamilton, including soliciting, procuring, transferring, attempting to transfer, voting or attempting to vote any proxy, consent, or authorization with respect to any voting rights in the Association; violating any voting agreement previously approved by OTS or the Federal Home Loan Bank Board; or voting for a director, or serving or acting as an institution-affiliated party of Hamilton without the prior written approval of OTS.

IV. NOTICE OF OPPORTUNITY FOR A HEARING

1. In accordance with 12 U.S.C. sec. 1818(g)(3) and 12 C.F.R. sec. 508.5 (2001), **TAURA** is hereby given notice that, within thirty (30) days of the service of this Notice, he may petition the Secretary of OTS, 1700 G Street, N.W., Washington, D.C. 20552, in writing for an informal hearing for the purpose of determining whether the Suspension Notice should be continued, terminated or otherwise modified. At such hearing, **TAURA** may present evidence and argument as to why his continued participation in the affairs of the Association does not and is not likely to pose a threat to the interest of the Association's depositors or threaten to impair public confidence in the Association.

2. After receipt of a written petition for hearing, setting forth with particularity the relief sought and the grounds therefore, together with supporting evidence, OTS will order a hearing to commence within thirty days of receipt of the request for hearing, at such place and before such person(s) as it may designate.

3. **TAURA** may appear at the hearing personally, through counsel, or personally with counsel, or he may waive an oral hearing in writing and elect to have the matter determined on the basis of a written submission alone.

4. The formal hearing will be conducted in accordance with 12 C.F.R. Part 508 (2001).

5. If **TAURA** fails to petition for a hearing, or fails to appear at the hearing either in person or through counsel or fails to submit a written argument where an oral hearing has been waived, the Suspension Notice as to him shall remain in effect until the judgment of conviction is entered, the indictment is otherwise finally disposed of or until the Suspension Notice is otherwise terminated by the Regional Director.

OFFICE OF THRIFT SUPERVISION

A handwritten signature in cursive script, appearing to read "Robert C. Albanese", written over a horizontal line.

Robert C. Albanese
Northeast Regional Director